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Inc.

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

LINCOLN COUNTY WATER DISTRICT, a
political subdivision of the State of Nevada,
and VIDLER WATER COMPANY, INC., a
Nevada corporation,

Plaintiffs,

vs.

STATE OF NEVADA, DEPARTMENT OF
CONSERVATION AND NATURAL
RESOURCES, DIVISION OF WATER
RESOURCES, AND NEVADA STATE
ENGINEER, and ADAM SULLIVAN,
ACTING STATE ENGINEER

Defendants.

Case No. 2:20-cv-01891-RFB-EJY

**STIPULATION AND ORDER OF
RULE 25(d) SUBSTITUTION OF
DEFENDANT**

It is hereby stipulated by and between the parties in the above-captioned matter, by and through counsel:

Adam Sullivan shall be substituted for Tim Wilson as a party to the above-captioned matter. Tim Wilson has retired from the position of Nevada State Engineer effective November 30, 2020, and Adam Sullivan has been named Acting State Engineer effective November 30, 2020. Under Fed. R. Civ. P. 25(d), the successor to a “public officer who is a party in an official

capacity” is automatically substituted as a party. “[A]ny misnomer not affecting the parties’ substantial rights must be disregarded.” *Id.* The Rule also provides that the Court may enter an Order confirming the substitution. *Id.*

The Parties request the Court enter an Order confirming the Substitution of Adam Sullivan, Acting State Engineer, for Tim Wilson, State Engineer.

DATED: December 1, 2020.

/s/ Kiel B. Ireland

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IT IS SO ORDERED.


UNITED STATES MAGISTRATE JUDGE

DATED: December 2, 2020